

UNITED STATES DISTRICT COURT  
DISTRICT OF PUERTO RICO

In re:

**The Financial Oversight and  
Management Board for Puerto  
Rico,**

as representative of

**The Commonwealth of Puerto  
Rico, The Employees Retirement  
System of the Government of  
the Commonwealth of Puerto  
Rico, and the Puerto Rico  
Public Buildings Authority,**

Debtors

PROMESA Title III

No. 17 BK 3283 (LTS)

(Jointly Administered)

NOTICE OF WITHDRAWAL OF PARTICIPATION  
IN OPENING ARGUMENTS

To the Honorable Court:

Comes now PFZ Properties, Inc. (hereinafter, PFZ), a creditor of the Commonwealth of Puerto Rico (hereinafter, the Debtor or the Commonwealth), by and through its undersigned counsel, and respectfully alleges and prays:

1. Pursuant to the Amended Order Regarding Procedures for Hearing on Confirmation of Plan of Adjustment (Docket #18877-1), the Opening Statements are scheduled to begin on November 8<sup>th</sup>, 2021.

2. In abundance of caution, PFZ requested time to present an Opening Statement on that date and was allotted 8 minutes (Docket # 19098).

3. Upon review of the record and relevant filings, PFZ's factual and legal position is as reflected in PFZ's filings (Dockets #9223, #16969, #18418 and #19088), and determined that an Opening Statement, at this time, would be duplicative of the statements and arguments already made therein.

4. Accordingly, PFZ withdraws its request to make an Opening Statement.

5. PFZ's legal representatives will nonetheless participate in the Confirmation Hearing.

6. PFZ's objection to the confirmation of the 8<sup>th</sup> Amended Plan of Adjustment for the Commonwealth stands as expressed in its filings, with full reservations of rights.

7. PFZ reserves the right to file additional briefings, deemed warranted once the U. S. Department of Justice files its position with regards to PFZ's pending constitutional challenge (Docket # 18486).

WHEREFORE, PFZ Properties Inc. respectfully prays that the Honorable Court note that PFZ will not make an opening statement at this time with full reservation of rights.

**CERTIFICATE OF SERVICE**

I hereby certify that on this 7<sup>th</sup> day of November 2021, I electronically filed the foregoing motion with the Clerk of the Court using the EM/ECF system, which will send a notification to all attorneys of record.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 7<sup>th</sup> day of November 2021.

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